

Exhibit A

Christopher L. Giddings, P.C.

Attorneys at Law

3000 Market Street, Suite 201

Philadelphia, PA 19104

Phone: (215) 243-3450 Fax: (215) 243-0626

Court of Common Pleas of Philadelphia County
Trial Division

Civil Cover Sheet

For Prothonotary Use Only (Docket Number)

OCTOBER 2013

000419

E-Filing Number: 1310016030

PLAINTIFF'S NAME
JUANITA LEWIS-HATTONDEFENDANT'S NAME
WAL-MART STORES, INCPLAINTIFF'S ADDRESS
3912 POPLAR STREET
PHILADELPHIA PA 19104DEFENDANT'S ADDRESS
2200 WHEATSHEAF LANE
PHILADELPHIA PA 19137

PLAINTIFF'S NAME

DEFENDANT'S NAME

PLAINTIFF'S ADDRESS

DEFENDANT'S ADDRESS

PLAINTIFF'S NAME

DEFENDANT'S NAME

PLAINTIFF'S ADDRESS

DEFENDANT'S ADDRESS

TOTAL NUMBER OF PLAINTIFFS

1

TOTAL NUMBER OF DEFENDANTS

1

COMMENCEMENT OF ACTION

☒ Complaint☐ Petition Action☐ Notice of Appeal☐ Writ of Summons☐ Transfer From Other Jurisdictions

AMOUNT IN CONTROVERSY

☒ \$50,000.00 or less☐ More than \$50,000.00

COURT PROGRAMS

☒ Arbitration☐ Jury☐ Non-Jury☐ Other:☐ Mass Tort☐ Savings Action☐ Petition☐ Commerce☐ Minor Court Appeal☐ Statutory Appeals☐ Settlement☐ Minors☐ W/D/Survival

CASE TYPE AND CODE

2S - PREMISES LIABILITY, SLIP/FALL

STATUTORY BASIS FOR CAUSE OF ACTION

RELATED PENDING CASES (LIST BY CASE CAPTION AND DOCKET NUMBER)

FILED
PRO PROTHY

OCT 09 2013

M. TIERNEY

IS CASE SUBJECT TO
COORDINATION ORDER?

YES

NO

TO THE PROTHONOTARY:

Kindly enter my appearance on behalf of Plaintiff/Petitioner/Appellant: JUANITA LEWIS-HATTON

Papers may be served at the address set forth below.

NAME OF PLAINTIFF'S/PETITIONER'S/APPELLANT'S ATTORNEY

JOHN A. SPITALE

ADDRESS

CHRISTOPHER L. GIDDINGS, P.C.
3000 MARKET ST SUITE 201
PHILADELPHIA PA 19104

PHONE NUMBER

(215) 243-3450

FAX NUMBER

(215) 243-0626

SUPREME COURT IDENTIFICATION NO.

307457

E-MAIL ADDRESS

john.spitale@chrisgiddingslaw.com

SIGNATURE OF FILING ATTORNEY OR PARTY

JOHN SPITALE

DATE SUBMITTED

Wednesday, October 09, 2013, 10:52 am

FINAL COPY (Approved by the Prothonotary Clerk)

USTED ESTA ORDENADO COMPARECER EN Arbitration Hearing 1880 JFK Blvd. 5th fl. at 09:15 AM • 06/30/2014
You must still comply with the notice below. USTED TODAVIA DEBE CUMPLIR CON EL AVISO PARA DEFENDERSE.
This matter will be heard by a Board of Arbitrators at the time, date and place specified but if you

By: John A. Spitalo, Esquire

By: John A. Spitalo, Esquire

Identification No. 507451

3000 Market Street, Suite 201
Philadelphia, PA 19104

Philadelphia, PA 19104

(215) 243-3450

AN ASSESSMENT OF DAMAGES.

HEARING IS REQUIRED.

ATTORNEY FOR PLAINTIFF

Filed and Attested by
PROTHONOTARY
09 OCT 2023 10:52 AM
K. TIERNEY
JUDICIAL DISTRICT OF PENNSYLVANIA

JUANITA LEWIS-HATTON

3912 Poplar Street

Philadelphia, PA 19104

COURT OF COMMON PLEAS
PHILADELPHIA COUNTY

TS.

Plaintiff

WAL-MART STORES, INC

2200 Wheatsheaf Lane

Philadelphia, PA 19137

TERM,

NO.:

Defendant

COMPLAINT-CIVIL ACTION
NEGLIGENCE 2S- PREMISES LIABILITY/ SLIP AND FALL

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgement may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

You should take this paper to your attorney at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Philadelphia Bar Association
Lawyer Referral and Information Service
One Reading Center
Philadelphia, Pennsylvania 19107
(215) 238-6333

AVISO

Le heo demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificacion. Hace falta asentar una comparecencia escrita o en persona con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademais, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

Levante esta demanda a un abogado inmediatamente. Si no tiene abogado a su no tiene el dinero suficiente de pagar los servicios. Voy en persona o llame por teléfono a la oficina cuya dirección se encuentra escrito abajo para averiguar donde se puede conseguir asistencia legal.

Associação de Licenciados de Filadélfia
Serviço de Referência e Informação Legal
One Reading Center
Philadelphia, Pennsylvania 19107
(215) 238-6333

NOTICE TO PLEAD

To: Defendant:

You are hereby notified to file a written response to the enclosed Complaint within twenty (20) days from the date of service hereof or a judgment may be entered against you.

Attorney for Plaintiff

CHRISTOPHER L. GIDDINGS, P.C.

By: John A. Spirale, Esquire

Attorney Identification No.: 307457

3000 Market Street, Suite 201

Philadelphia, PA 19104

(215) 243-3450

THIS IS AN ARBITRATION MATTER.
AN ASSESSMENT OF DAMAGES
HEARING IS REQUIRED.

ATTORNEY FOR PLAINTIFF

JUANITA LEWIS-HATTON

3912 Poplar Street

Philadelphia, PA 19104

Plaintiff

vs.

WAL-MART STORES, INC

2200 Wheatstheaf Lane

Philadelphia, PA 19137

Defendant

COURT OF COMMON PLEAS
PHILADELPHIA COUNTY

TERM,

NO.:

COMPLAINT CIVIL ACTION

NEGLIGENCE 2S - PREMISES LIABILITY/SLIP AND FALL

ALLEGATIONS COMMON TO ALL COUNTS

Plaintiff, Juanita Lewis-Hatton, by and through counsel, hereby brings in civil action for damages sustained, and upon information and belief, against Defendant, Wal-Mart Stores, Inc., and she avers as follows:

1. Plaintiff, Juanita Lewis-Hatton, is an adult individual who resides at the address set forth in the caption above.
2. Defendant, Wal-Mart Stores, Inc., is a business entity operating and regularly conducting business in the Commonwealth of Pennsylvania at the address set forth in the caption above.

3. Defendant owned, possessed, and/or controlled, and was responsible for the maintenance of the property and premises located at 2200 Wheatseaf Lane, Philadelphia, PA 19137.

4. At all times relevant, and especially on the date and time of the accident alleged herein, Plaintiff was lawfully on the property and premises of the Defendants as mentioned above, as a business invitee, and as such was owed the highest degree of care by the Defendants.

5. On or about September 23, 2012, there existed on Defendants' premises, a dangerous and defective condition of said premises, i.e. an accumulation of spilled and crushed produce and other food left on the floor, that Defendants knew or should have known about.

6. On or September 23, 2012 the Plaintiff, Juanita Lewis-Hatton was at Wal-Mart Stores, Inc. shopping, when she was caused to trip, slip and fall on an accumulation of spilled and crushed produce and other food left on the floor, thus causing the Plaintiff to sustain severe, disabling, and permanent bodily injuries.

7. At all times material hereto, it was the duty and obligation of the Defendants, their agents, servants, and/or employees to keep and maintain the safety of the aforesaid property and premises in a safe condition, free from any dangerous conditions which would cause injury to people such as Plaintiff at said property and premises.

8. As a result of the accident the Plaintiff sustained serious personal injury, which may include injuries to the head, neck, back, upper and lower extremities, severe shock to the nerves and nervous system, including but not limited to Joint Pain in Pelvic and Thigh Region; Left Hip Pain and Low Back Pain; Abnormality of Gait; Pain Stiffness and Decreased Strength; Left Sided Hip Contusion; Sharp Lumbar Discomfort radiating through

buttock, leg, and groin, she has been required to take potent pain medication; she sustained further injury to the bones, muscles, nerves, and ligaments of her body, the full extent of which have yet to be determined, she sustained other injuries to her nerves and nervous system; she sustained other orthopedic, neurologic and psychological injuries, the full extent of which has yet to be determined; she has in the past been required and may in the future continue to be required to submit to x-rays, MRIs, and other diagnostic studies; she has in the past suffered and may in the future continue to suffer agonizing aches, pains and mental anguish.

9. As a direct result of Defendant's negligence, the Plaintiff was, is, and yet in the future, will be rendered sick, sore, lame, and disordered, and she has, yet does, and will in the future sustain pain, harm, damage, and suffering.

10. Plaintiff, Juanita Lewis-Hatton, cannot more specifically allege acts of negligence on the part of Defendant Wal-Mart Stores, Inc, for the reasons that the facts in that regard are peculiarly within the knowledge of said Defendant and, in the alternative, in the event Plaintiff is unable to prove specific acts of negligence and carelessness on part of said Defendant, the Doctrine of *Res Ipsa Loquitur* applies.

11. The doctrine of *Res Ipsa Loquitur* applies to this cause of action as the occurrence causing harm to Plaintiff, as described above, was one which, in the ordinary course of events, would not have occurred without negligence on the part of Defendant Wal-Mart Stores, Inc.

12. As a further result of Defendant's negligence, the Plaintiff has, yet does, and will in the future, sustain loss of earnings and earning power and has been, yet is, and will in the future be unable to attend to her usual duties, occupations and to the essentials of daily living.

COUNT I - PLAINTIFF, JUANITA LEWIS-HATTON v.
DEFENDANT, WAL-MART STORES, INC. - NEGLIGENCE

13. Plaintiff repeats the allegations contained in paragraphs one (1) through twelve (12) of the Complaint and incorporates them by reference herein as if pleaded at length;

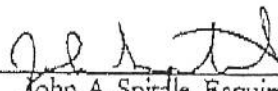
14. Defendant, Wal-Mart Stores, Inc., was negligent in:

- (a) Causing the floor to accumulate a large amount of produce, food and other debris;
- (b) Permitting the floor to remain in a dangerous condition;
- (c) Failing to make safe the dangerous condition;
- (d) Failing to warn the Plaintiff of the dangerous condition;
- (e) Failing to provide adequate safety precautions to prevent injury to Plaintiff;
- (f) Failing to erect and maintain a proper barrier preventing persons from encountering said dangerous condition;
- (g) Failing to use reasonable prudence and care to keep said floor in a safe condition for people such as Plaintiff; and
- (h) Defendant was otherwise negligent, careless, and/or reckless in the care of said floor.

WHEREFORE, Plaintiff, Juanita Lewis-Hatton, does demand judgment in her favor, on this count alone, and against the Defendant, Wal-Mart Stores, Inc., in an amount not in excess of fifty thousand dollars (\$50,000.00), together with costs according to law.

CHRISTOPHER L. GIDDINGS, P.C.

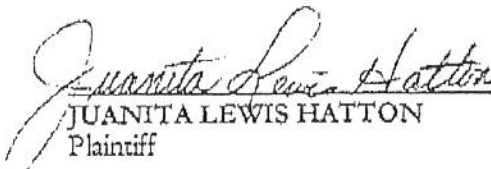
Date: 10.9.13

By: 
John A. Spitalo, Esquire
Attorney for Plaintiff

VERIFICATION

JUANITA LEWIS-HATTON hereby states that she is the Plaintiff in this action and verifies the statements made in the foregoing pleading are true and correct, to the best of her knowledge, information and belief. The undersigned understands that the statements there in are made subject to the penalties of 18 Pa. C.S. 4904, relating to unsworn falsification to authorities.

DATE: 10/9/13


JUANITA LEWIS HATTON
Plaintiff